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E.O. 11652: N/A

TAGS: EFIS, JA, CA

SUBJECT: INPFC RENEGOTIATION

1. FOURTH INPFC SESSION CONCLUDED FEBRUARY 24 WITH AGREEMENT ON MAIN TEXT AND ANNEX OF NEW TREATY AND AGREED MINUTES DEALING WITH SCIENTIFIC OBSERVERS. WITH SINGLE EXCEPTION, AGREEMENT IS ALSO COMPLETE ON SEPARATE MEMORANDUM OF UNDERSTANDING COVERING SALMON RESEARCH. AGREEMENT WAS NOT, REPEAT NOT, REACHED ON ADDITIONAL MEMORANDUM OF UNDERSTANDING DEALING WITH DALL PORPOISE QUESTION. DEPARTMENT WILL BE PROPOSING ADDITIONAL MEETING IN WASHINGTON APRIL 4 AND 5 TO RESOLVE REMAINING ISSUE.

2. EMBASSY IS REQUESTED TO PRESENT FOLLOWING U.S. PRO-
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POSED REDRAFT OF MARINE MAMMAL MEMORANDUM OF UNDERSTANDING TO APPROPRIATE GOJ OFFICIALS, EMPHASIZING THAT IT REPRESENTS RESULT OF CAREFUL CONSIDERATION OF ISSUES DISCUSSED IN WASHINGTON. IN MAKING PRESENTATION, EMBASSY SHOULD ALSO STRESS THAT U.S. CANNOT, REPEAT CANNOT, SIGN AGREEMENT UNTIL MARINE MAMMAL ISSUE IS SATISFACTORILY RESOLVED. EMBASSY SHOULD ALSO NOTE IMPORTANCE WHICH U.S.

ATTACHES TO COMMENCEMENT OF MARINE MAMMAL RESEARCH PROGRAM DURING 1978 SEASON.

3. BEGIN TEXT. TITLE: MEMORANDUM OF UNDERSTANDING. END TITLE. THE DELEGATIONS OF THE GOVERNMENT OF JAPAN AND THE GOVERNMENT OF THE UNITED STATES (THE GOVERNMENTS), HAVING AGREED TO CONDUCT JOINT RESEARCH, TO COOPERATE TO DETERMINE THE EFFECT OF THE JAPANESE SALMON FISHERY ON MARINE MAMMAL POPULATIONS AND TO WORK TO REDUCE OR ELIMINATE THE INCIDENTAL CATCH OF MARINE MAMMALS IN THE FISHERY, HAVE AGREED TO RECORD THE FOLLOWING IN CONNECTION WITH THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERY OF THE NORTH PACIFIC OCEAN, AS AMENDED BY THE PROTOCOL SIGNED THIS DAY:

PARA. 1. THE GOVERNMENTS WILL CONSIDER THE DESIRABILITY OF RECOMMENDING TO THE INPFC AT ITS 1978 ANNUAL MEETING THE ESTABLISHMENT, UNDER ITS AUSPICES AND PROCEDURES, OF A NEW FORUM WHICH WOULD MEET ANNUALLY FOR THE CONSIDERATION AND REVIEW OF SCIENTIFIC RESEARCH CONCERNING MARINE MAMMALS IN THE INPFC CONVENTION AREA, AND WHICH COULD, INTER ALIA, IDENTIFY NEW DATA NEEDS, EFFECT COORDINATION OF NATIONAL RESEARCH EFFORTS, EVALUATE TECHNOLOGY, ATTEMPT TO ASSESS THE STATUS OF THE DALL PORPOISE POPULATIONS, AND PERFORM SUCH OTHER FUNCTIONS AS THE GOVERNMENTS REQUEST. ALSO, THE FORUM COULD, TO THE DEGREE DESIRABLE LIMITED OFFICIAL USE

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AND FEASIBLE, CONSULT WITH THE STANDING SUBCOMMITTEE ON SMALL CETACEANS OF THE INTERNATIONAL WHALING COMMISSION OR ANY OTHER PUBLIC OR PRIVATE INSTITUTION OR ORGANIZATION OR PRIVATE INDIVIDUAL, AND THE INPFC COULD BE THE CENTRAL REPOSITORY FOR ALL THE BASIC WORKING DATA AND WORKING DOCUMENTS USED BY THE NEW FORUM AND PUBLISH APPROPRIATE DATA IN THE ANNUAL STATISTICAL YEARBOOK.

PARA 2. PENDING THE ESTABLISHMENT OF A NEW FORUM, THE GOVERNMENTS SHALL ASSURE THAT CONCERNED SCIENTISTS AND ADVISERS MEET TO DEVELOP, COORDINATE, AND REVIEW MARINE MAMMAL RESEARCH IN THE INPFC CONVENTION AREA. THE FIRST MEETING WILL BE HELD PRIOR TO THE 1978 JAPANESE SALMON FISHING SEASON, AND OTHER MEETINGS SHALL BE HELD THEREAFTER AS NECESSARY.

PARA 3. THE GOVERNMENT OF JAPAN AGREES TO PROVIDE THE FOLLOWING STATISTICAL DATA TO THE GOVERNMENT OF THE UNITED STATES WITHIN SIX MONTHS OF ANNUAL TERMINATION OF THE FISHERY:

A) FOR THE LAND-BASED DRIFTNET FISHERY, NUMBER OF DALL

PORPOISE (PHOCOENOIDES DALLI), TAKEN BY 2 DEGREES X 5 DEGREES INPFC STATISTICAL AREA AND 10-DAY PERIOD.

B) FOR THE MOTHERSHIP GILLNET FISHERY, NUMBER AND SPECIES OF MARINE MAMMALS, PARTICULARLY DALL PORPOISE, TAKEN BY 1 DEGREE X 1 DEGREE STATISTICAL AREA AND 10-DAY PERIOD.

PARA. 4. THE GOVERNMENT OF JAPAN AGREES TO PROVIDE:

A) BY JANUARY 1, 1979, PAST INCIDENTAL CATCH DATA FOR ALL CLASSES OF RESEARCH VESSELS, TO THE EXTENT POSSIBLE BY 2 DEGREES X 5 DEGREES INPFC STATISTICAL AREA AND 10-DAY PERIOD, WITH CORRESPONDING EFFORT IN TANS FISHED AND METRIC TONS OF SALMON HARVESTED.
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B) WITHIN 6 MONTHS OF ANNUAL TERMINATION OF THE JAPANESE SALMON FISHERY, INCIDENTAL CATCH DATA FOR ALL CLASSES OF RESEARCH VESSELS BY 2 DEGREES BY 5 DEGREES INPFC STATISTICAL AREA AND 10-DAY PERIOD WITH CORRESPONDING EFFORT IN TANS FISHED AND METRIC TONS OF SALMON HARVESTED.

PARA 5. JAPANESE AND UNITED STATES SCIENTISTS SHALL INDEPENDENTLY OR JOINTLY ANALYZE DATA ON INCIDENTAL CATCH OF DALL PORPOISE PER TAN OF GILLNET AND INCIDENTAL CATCH PER TON OF SALMON HARVESTED, AND SHALL DETERMINE THEIR SUITABILITY AS INDICES OF DALL PORPOISE ABUNDANCE.

PARA. 6 JAPANESE AND UNITED STATES SCIENTISTS SHALL CONDUCT ANNUAL MARINE MAMMAL SIGHTING SURVEYS ON ALL JAPANESE SALMON RESEARCH VESSELS OPERATING IN THE CONVENTION AREA. THESE SURVEYS SHALL BE CARRIED OUT BY AN ADEQUATE NUMBER OF SCIENTISTS ON EACH VESSEL TO ENSURE ACQUISITION OF MAXIMUM SIGHTING DATA TO PROVIDE ESTIMATES OF ABUNDANCE. THE SCIENTISTS SHALL ALSO CONDUCT APPROPRIATE BIOLOGICAL STUDIES ON DALL PORPOISE TAKEN BY THE RESEARCH VESSELS TO DEVELOP INFORMATION ON LIFE HISTORY, STOCK DIFFERENTIATION, STATUS, AND TRENDS. FOR THESE PURPOSES, THE UNITED STATES SHALL BE PERMITTED TO PLACE UP TO TWO SCIENTISTS ON BOARD EACH OF NO FEWER THAN TWO JAPANESE SALMON RESEARCH VESSELS. THE GOVERNMENT OF JAPAN SHALL MAKE EVERY EFFORT TO PROVIDE FOR THE PLACEMENT OF UNITED STATES SCIENTISTS ON BOARD ADDITIONAL JAPANESE SALMON RESEARCH VESSELS.

PARA. 7 JAPANESE AND UNITED STATES SCIENTISTS SHALL CONSULT WITH REGARD TO THE RESEARCH PROGRAMS OF JAPAN-
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ESE SALMON RESEARCH VESSELS, WITH A VIEW TO DEVELOPING THE MOST EFFECTIVE PROGRAM TO DETERMINE THE STATUS AND TRENDS OF MARINE MAMMAL POPULATIONS AND METHODS TO REDUCE OR ELIMINATE THE INCIDENTAL CATCH OF MARINE MAMMALS IN THE JAPANESE SALMON FISHERY.

PARA. 8. THE UNITED STATES SHALL ANALYZE THE DALL PORPOISE SIGHTINGS DATA COLLECTED BY ITS PELAGIC FUR SEAL INVESTIGATIONS AND, AS POSSIBLE, BY OTHER SOURCES TO DEVELOP INFORMATION ON STOCK DIFFERENTIATION, DISTRIBUTION AND ABUNDANCE IN THE EASTERN NORTH PACIFIC OCEAN.

PARA. 9. TO DEVELOP AN ACCURATE ESTIMATE OF INCIDENTAL CATCH AND TO OBTAIN ADEQUATE SPECIMEN MATERIAL FOR BIOLOGICAL STUDIES:

A) THE GOVERNMENT OF JAPAN SHALL ENSURE THAT NATIONALS AND SALMON FISHING VESSELS OF JAPAN WITHIN THE U.S. FISHERY CONSERVATION ZONE MAKE EVERY EFFORT TO RETURN ALL DALL PORPOISES CAPTURED INCIDENTALLY BY GILLNETS TO MOTHERSHIPS WHERE THEY WILL BE EXAMINED AND BIOLOGICAL DATA AND SAMPLES WILL BE COLLECTED. THE GOVERNMENT OF JAPAN SHALL REQUIRE THAT ACCURATE RECORDS ARE KEPT OF THE NUMBER OF DALL PORPOISES CAPTURED BUT NOT RETURNED TO THE MOTHERSHIP AND THE CIRCUMSTANCES PREVENTING THEIR RETURN. FISHING VESSELS ENGAGED IN THE JAPANESE SALMON FISHERY WITHIN THE U.S. 200-MILE FISHERY CONSERVATION ZONE MAY BE REQUIRED BY THE GOVERNMENT OF THE UNITED STATES TO ACCEPT ON BOARD SCIENTIFIC OBSERVERS TO COLLECT APPROPRIATE MARINE MAMMAL DATA PURSUANT TO THE PROVISIONS OF PARAGRAPH 1(C) OF THE ANNEX TO THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERY OF THE NORTH PACIFIC OCEAN AS AMENDED BY THE PROTOCOL SIGNED THIS DAY.

B) THE GOVERNMENT OF JAPAN SHALL COLLECT AND ANALYZE
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SUCH ADDITIONAL BIOLOGICAL DATA AND SAMPLES FROM DALL PORPOISES TAKEN BY THE JAPANESE SALMON FISHERIES IN THE CONVENTION AREA BEYOND THE U.S. 200-MILE FISHERY CONSERVATION ZONE AS ARE DETERMINED BY THE SCIENTISTS TO BE NECESSARY TO OBTAIN A REPRESENTATIVE SAMPLE OF THE DALL PORPOISE TAKEN INCIDENTALLY IN THESE WATERS.

PARA. 10 (A) UNITED STATES SCIENTISTS SHALL INVESTIGATE THE ACOUSTIC CHARACTERISTICS OF GILLNETS AND OF THE DALL PORPOISE IN AN EFFORT TO DETERMINE APPROPRIATE GEAR MODIFICATIONS THAT REDUCE INCIDENTAL MORTALITY.

B) JAPANESE SCIENTISTS SHALL REVIEW PAST RESEARCH DATA TO DETERMINE IF VARIATIONS IN GEAR AND FISHING PROCEDURES RESULTED IN REDUCED INCIDENTAL CATCH RATES.

C) THE GOVERNMENT OF JAPAN SHALL CONDUCT FIELD TRIALS OF PROPOSED GEAR MODIFICATIONS AND FISHING PROCEDURES

TO DETERMINE THEIR USEFULNESS IN REDUCING INCIDENTAL CATCHES.

PARA 11. THE GOVERNMENT OF JAPAN AGREES TO MAKE AVAILABLE AN APPROPRIATE VESSEL TO CONDUCT COOPERATIVE DALL PORPOISE RESEARCH NOT LATER THAN THE 1979 SALMON FISHING SEASON, UNLESS IT IS MUTUALLY AGREED BY THE GOVERNMENTS THAT SUCH RESEARCH IS NOT DESIRABLE. END TEXT.

4. APRIL DISCUSSIONS WILL LIKELY COVER MOST IF NOT ALL PARAGRAPHS OF MARINE MAMMAL MEMORANDUM. HOWEVER SEVERAL MAJOR AREAS OF CONTROVERSY WERE EVIDENT AT CONCLUSION OF WASHINGTON SESSION. FIRST OF THESE CONCERNS LIMITED OFFICIAL USE

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DEGREE OF OBLIGATION WITH WHICH JAPAN WOULD UNDERTAKE STATISTICAL DATA COLLECTION REQUIREMENTS PROVIDED PARAS. 3 AND 4. IN EACH CASE GOJ PREFERS THAT QUOTE INTENDS TO UNQUOTE BE SUBSTITUTED FOR QUOTE AGREES TO UNQUOTE IN FIRST LINE OF EACH PARAGRAPH. GOJ ALSO PROPOSED AT END OF SESSION THAT QUOTE INTENDS TO UNQUOTE BE SUBSTITUTED FOR QUOTE SHALL UNQUOTE IN PARAGRAPH 1 OF MEMORANDUM ON SALMON RESEARCH. HOWEVER, U.S. VIEW IS THAT OBLIGATION UNDERTAKEN ON MARINE MAMMAL STATISTICAL REQUIREMENTS MUST BE STRONGER THAN GOJ PROPOSAL AND FULLY CONSISTENT WITH OBLIGATION UNDERTAKEN ON SALMON RESEARCH. ACCORDINGLY, PARA 1 OF MEMORANDUM ON SALMON, REPEAT SALMON, RESEARCH DOES NOT REFLECT PROPOSED GOJ CHANGE. ADDITIONALLY, IN PARA 3(A) OF MARINE MAMMAL MEMORANDUM, GOJ HAS PROPOSED LIMITING AREA OF STATISTICAL SAMPLING FOR LAND-BASED FISHERY TO AREA EAST OF 170 DEGREES EAST LONGITUDE. U.S. PROPOSED PARA 3(A) HAS DELETED THIS LIMITATION. PARA 6 WILL ALSO BE A FOCUS OF DISCUSSION AS GOJ HAS NOT YET AGREED TO U.S. PROPOSAL FOR PLACEMENT OF OBSERVERS ON JAPANESE SALMON RESEARCH VESSELS AND THE CONDUCT OF MARINE MAMMAL SIGHTING SURVEYS. FINALLY, GOJ IS RESISTING U.S.

EFFORT TO OBTAIN COMMITMENT OF A RESEARCH VESSEL TO DALL PORPOISE RESEARCH AS PROVIDED PARA 12. EMBASSY IS REQUESTED TO STRESS IMPORTANCE U.S. ATTACHES TO THIS PROVISION.

5. EMBASSY IS REQUESTED TO PASS FOLLOWING TEXT OF MEMORANDUM OF UNDERSTANDING ON SALMON RESEARCH CITING U.S. POSITION ON PARA 1 NOTED ABOVE. EMBASSY MAY ALSO PASS AGREED TEXTS OF MAIN AGREEMENT, INCLUDING ANNEX, AND AGREED MINUTES ON SCIENTIFIC OBSERVERS ALSO INCLUDED BELOW.

6. BEGIN TEXT: TITLE: MEMORANDUM OF UNDERSTANDING
END TITLE. THE DELEGATIONS OF THE GOVERNMENTS OF
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CANADA, JAPAN AND THE UNITED STATES OF AMERICA HAVE AGREED TO RECORD THE FOLLOWING IN CONNECTION WITH THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERIES OF THE NORTH PACIFIC OCEAN, AS AMENDED BY THE PROTOCOL AMENDING THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERIES OF THE NORTH PACIFIC OCEAN SIGNED TODAY, (BLANK) IN ORDER TO FURTHER RESEARCH STUDIES ON ANADROMOUS SALMONIDAE IN THE CONVENTION AREA:

PARA. 1. THE GOVERNMENT OF JAPAN SHALL PROVIDE THE FOLLOWING STATISTICS TO THE INTERNATIONAL NORTH PACIFIC FISHERIES COMMISSION:

(A) FOR THE LAND-BASED DRIFTNET FISHERY, STATISTICS BY 2 DEGREES X 5 DEGREES INPFC STATISTICAL AREA AND TEN-DAY PERIOD BY SPECIES IN NUMBERS AND TONNAGE, WITH CORRESPONDING EFFORT IN TANS FISHED, BY MESH SIZE, WITHIN SIX MONTHS OF ANNUAL TERMINATION OF THE FISHERY.

(B) FOR THE MOTHERSHIP GILLNET FISHERY, CATCH STATISTICS ON A TEN-DAY BASIS BY 1 DEGREE X 1 DEGREE STATISTICAL AREA BY SPECIES IN NUMBERS AND TONNAGE WITH CORRESPONDING EFFORT IN TANS FISHED, AND WITH SUMMARY INFORMATION ON MESH SIZES USED, WITHIN SIX MONTHS OF ANNUAL TERMINATION OF THE FISHERY.

(C) AGE COMPOSITION AND MATURITY DATA ON SALMON SAMPLED IN THE AREAS OF THE LAND-BASED DRIFTNET AND MOTHERSHIP FISHERIES IN THE DETAIL DETERMINED NECESSARY FOR SCIENTIFIC STUDIES PERTINENT TO CONTINENT OF ORIGIN DETERMINATIONS.

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PARA. 2. THE GOVERNMENTS OF CANADA, JAPAN AND THE UNITED STATES OF AMERICA INTEND TO PROVIDE TO THE INTERNATIONAL NORTH PACIFIC FISHERIES COMMISSION:

(A) SCALE AND/OR FISH SAMPLES REQUESTED BY THE COMMISSION FOR SPECIAL SCIENTIFIC STUDIES.

(B) STATISTICS ON THE ALL SALMON FISHERIES OF THE NORTH PACIFIC OCEAN AND ADJACENT SEAS FOR CONTINUED PUBLICATION IN THE ANNUAL STATISTICAL YEARBOOK.

(C) CATCH, TAGGING, OCEANOGRAPHIC AND ASSOCIATED BIOLOGICAL DATA COLLECTED BY RESEARCH VESSELS OF THE THREE CONTRACTING PARTIES IN AT LEAST THE SAME DETAIL AND TIMELINESS AS IN RECENT YEARS. END TEXT OF MEMORANDUM OF UNDERSTANDING.

7. BEGIN TEXT OF TREATY AND ANNEX: TITLE: PROTOCOL AMENDING THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERIES OF THE NORTH PACIFIC OCEAN END OF TITLE. THE GOVERNMENTS OF CANADA, JAPAN AND THE UNITED STATES OF AMERICA,

HAVING REGARD TO THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISHERIES OF THE NORTH PACIFIC OCEAN, SIGNED AT TOKYO ON THE NINTH DAY OF MAY, NINETEEN HUNDRED AND FIFTY-TWO, ITS ANNEX AND THE PROTOCOL THERETO (HEREINAFTER REFERRED TO AS QUOTE THE CONVENTION UNQUOTE),

SHARING THE VIEW THAT THE CONVENTION HAS SERVED TO PROMOTE AND COORDINATE SCIENTIFIC STUDIES RELATING TO THE FISHERY RESOURCES OF THE NORTH PACIFIC OCEAN AND ITS ADJACENT SEAS, AND HAS AIDED IN THE CONSERVATION OF THESE FISHERY RESOURCES,

TAKING INTO ACCOUNT THAT EACH OF THE CONTRACTING PARTIES

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HAS ESTABLISHED NEW FISHERY JURISDICTION IN THE CONVENTION AREA,

ACKNOWLEDGING THAT CERTAIN PROVISIONS OF THE CONVENTION ARE NOT COMPATIBLE WITH SUCH JURISDICTION, AND

DESIROUS OF AMENDING THE CONVENTION,

HAVE AGREED AS FOLLOWS:

PROTOCOL ARTICLE I: THE CONVENTION SHALL BE AMENDED TO
READ AS FOLLOWS:

QUOTE THE GOVERNMENTS OF CANADA, JAPAN AND THE UNITED
STATES OF AMERICA,

HAVE AGREED AS FOLLOWS:

ARTICLE I, PARA. 1: THE AREA TO WHICH THIS CONVENTION
APPLIES, HEREINAFTER REFERRED TO AS QUOTE THE CONVENTION
AREA UNQUOTE, SHALL BE ALL WATERS, OTHER THAN TERRITORIAL
WATERS, OF THE NORTH PACIFIC OCEAN WHICH FOR THE PUR-
POSES HEREOF SHALL INCLUDE THE ADJACENT SEAS.

PARA. 2. NOTHING IN THIS CONVENTION SHALL BE DEEMED
TO AFFECT ADVERSELY (PREJUDICE) THE CLAIMS OR POSITION
OF ANY CONTRACTING PARTY IN REGARD TO THE LIMITS OF
TERRITORIAL WATERS OR TO THE JURISDICTION OF A COASTAL
STATE OVER FISHERIES.

PARA. 3. FOR THE PURPOSES OF THIS CONVENTION THE TERM
QUOTE FISHING VESSEL UNQUOTE SHALL MEAN ANY VESSEL EN-
GAGED IN CATCHING FISH OR PROCESSING OR TRANSPORTING
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FISH LOADED IN THE CONVENTION AREA, OR ANY VESSEL OUT-
FITTED FOR SUCH ACTIVITIES, OR ANY VESSEL IN NORMAL
SUPPORT OF ANOTHER VESSEL AS DESCRIBED ABOVE.

ARTICLE II, PARA. 1. THE CONTRACTING PARTIES SHALL MAIN-
TAIN THE INTERNATIONAL NORTH PACIFIC FISHERIES COMMIS-
SION, HEREINAFTER REFERRED TO AS QUOTE THE COMMISSION
UNQUOTE.

PARA. 2. THE COMMISSION SHALL BE COMPOSED OF THREE
NATIONAL SECTIONS, EACH CONSISTING OF NOT MORE THAN
FOUR MEMBERS APPOINTED BY THE GOVERNMENTS OF THE RESPEC-
TIVE CONTRACTING PARTIES.

PARA. 3. EACH NATIONAL SECTION SHALL HAVE ONE VOTE.
ALL PROPOSALS, RECOMMENDATIONS AND OTHER DECISIONS OF
THE COMMISSION SHALL BE MADE ONLY BY A UNANIMOUS VOTE
OF THE THREE NATIONAL SECTIONS.

PARA. 4. THE COMMISSION MAY DECIDE UPON AND AMEND, AS
OCCASION MAY REQUIRE, BY-LAWS OR RULES FOR THE CONDUCT
OF ITS MEETINGS.

PARA. 5. THE COMMISSION SHALL MEET AT LEAST ONCE EACH YEAR AND AT SUCH OTHER TIMES AS MAY BE REQUESTED BY A MAJORITY OF THE NATIONAL SECTIONS.

PARA. 6. THE COMMISSION SHALL SELECT A CHAIRMAN, VICE-CHAIRMAN AND SECRETARY FROM DIFFERENT NATIONAL SECTIONS. THE CHAIRMAN, VICE-CHAIRMAN AND SECRETARY SHALL HOLD OFFICE FOR A PERIOD OF ONE YEAR. DURING SUCCEEDING YEARS SELECTION OF A CHAIRMAN, VICE-CHAIRMAN AND SECRETARY FROM THE NATIONAL SECTIONS SHALL BE MADE IN SUCH A MANNER AS WILL PROVIDE EACH CONTRACTING PARTY IN TURN WITH REPRESENTATION IN THOSE OFFICES.

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PARA. 7. THE LOCATION OF THE COMMISSION'S HEADQUARTERS SHALL BE DETERMINED BY THE COMMISSION.

PARA. 8. EACH CONTRACTING PARTY MAY ESTABLISH AN ADVISORY COMMITTEE FOR ITS NATIONAL SECTION, TO BE COMPOSED OF PERSONS WHO SHALL BE WELL INFORMED CONCERNING NORTH PACIFIC FISHERY PROBLEMS OF COMMON CONCERN. EACH SUCH ADVISORY COMMITTEE SHALL BE INVITED TO ATTEND ALL SESSIONS OF THE COMMISSION EXCEPT THOSE WHICH THE

COMMISSION DECIDES TO BE UNDERSCORE IN CAMERA END UNDERSCORE.

PARA. 9. THE COMMISSION MAY HOLD PUBLIC HEARINGS. EACH NATIONAL SECTION MAY ALSO HOLD PUBLIC HEARINGS WITHIN ITS OWN COUNTRY.

PARA. 10. THE OFFICIAL LANGUAGES OF THE COMMISSION SHALL BE JAPANESE AND ENGLISH. PROPOSALS AND DATA MAY BE SUBMITTED TO THE COMMISSION IN EITHER LANGUAGE.

PARA. 11. EACH CONTRACTING PARTY SHALL DETERMINE AND PAY THE EXPENSES INCURRED BY ITS NATIONAL SECTION. JOINT EXPENSES INCURRED BY THE COMMISSION SHALL BE PAID BY THE COMMISSION THROUGH CONTRIBUTIONS MADE BY THE CONTRACTING PARTIES IN THE FORM AND PROPORTION RECOMMENDED BY THE COMMISSION AND APPROVED BY THE CONTRACTING PARTIES.

PARA. 12. AN ANNUAL BUDGET OF JOINT EXPENSES SHALL BE RECOMMENDED BY THE COMMISSION AND SUBMITTED TO THE CONTRACTING PARTIES FOR APPROVAL.

PARA. 13. THE COMMISSION SHALL AUTHORIZE THE DISBURSE-
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MENT OF FUNDS FOR THE JOINT EXPENSES OF THE COMMISSION AND MAY EMPLOY PERSONNEL AND ACQUIRE FACILITIES NECESSARY FOR THE PERFORMANCE OF ITS FUNCTIONS.

ARTICLE III, PARA 1. THE COMMISSION SHALL PERFORM THE FOLLOWING FUNCTIONS:

(A) PROVIDE FOR SCIENTIFIC STUDIES AND FOR COORDINATING THE COLLECTION, EXCHANGE AND ANALYSIS OF SCIENTIFIC DATA REGARDING ANADROMOUS SPECIES, INCLUDING DATA REGARDING THE CONTINENT OF ORIGIN OF THE SPECIES, AND PROVIDE A FORUM FOR COOPERATION AMONG THE CONTRACTING PARTIES WITH RESPECT TO THESE SPECIES;

(B) PENDING THE ESTABLISHMENT OF AN INTERNATIONAL ORGANIZATION, AS REFERRED TO IN ARTICLE IV, PROVIDE A FORUM FOR COOPERATION AMONG THE CONTRACTING PARTIES WITH RESPECT TO THE STUDY, ANALYSIS AND EXCHANGE OF SCIENTIFIC INFORMATION AND VIEWS RELATING TO THE STOCKS OF NON-ANADROMOUS SPECIES OF THE CONVENTION AREA, INCLUDING INFORMATION AND VIEWS RELATING TO ALL RELEVANT FACTORS AFFECTING THESE STOCKS, THE PROMOTION OF SCIENTIFIC RESEARCH DESIGNED TO FILL GAPS IN KNOWLEDGE AND THE COMPILATION AND DISSEMINATION OF STATISTICS AND RECORDS;

(C) RECOMMEND, WHEN NECESSARY, AMENDMENT OF THE ANNEX TO THIS CONVENTION;

(D) COORDINATE SCIENTIFIC STUDIES TO DETERMINE THE CONTINENT OF ORIGIN OF ANADROMOUS SPECIES MIGRATING IN THE WATERS SOUTH OF 46 DEGREES NORTH LATITUDE, AND FOLLOWING THREE YEARS OF SUCH STUDIES MAKE RECOMMENDATIONS IF APPROPRIATE IN ACCORDANCE WITH SUB-PARAGRAPH (C) ABOVE RELATING TO THE CONSERVATION OF SALMON OF NORTH AMERICAN ORIGIN;

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(E) CONSIDER AND MAKE PROPOSALS TO THE CONTRACTING PARTIES CONCERNING THE ENACTMENT OF SCHEDULES OF EQUIVALENT PENALTIES FOR VIOLATIONS OF THIS CONVENTION WHICH OCCUR OUTSIDE THE 200 NAUTICAL MILE FISHERY ZONE OF ANY CONTRACTING PARTY;

(F) COMPILE AND STUDY THE RECORDS PROVIDED BY THE CON-

TRACTING PARTIES PURSUANT TO ARTICLE VIII;

(G) SUBMIT ANNUALLY TO EACH CONTRACTING PARTY A REPORT ON THE COMMISSION'S OPERATIONS, INVESTIGATIONS AND FINDINGS, WITH APPROPRIATE PROPOSALS AND INFORM EACH CONTRACTING PARTY, WHENEVER IT IS DEEMED ADVISABLE, ON ANY MATTER RELATING TO THE IMPLEMENTATION OF THIS CONVENTION;

(H) CONSIDER THE RESULTS OF REVIEWS UNDERTAKEN BY THE CONTRACTING PARTIES PURSUANT TO ARTICLE XI AND MAKE PROPOSALS AS APPROPRIATE.

PARA. 2. IN THE PERFORMANCE OF ITS FUNCTIONS, THE COMMISSION SHALL, INsofar AS FEASIBLE, UTILIZE THE TECHNICAL AND SCIENTIFIC SERVICES OF, AND INFORMATION FROM, OFFICIAL AGENCIES OF THE CONTRACTING PARTIES AND THEIR POLITICAL SUB-DIVISIONS AND MAY, WHEN DESIRABLE AND IF AVAILABLE, UTILIZE THE SERVICES OF, AND INFORMATION FROM, ANY PUBLIC OR PRIVATE INSTITUTION OR ORGANIZATION OR ANY PRIVATE INDIVIDUAL.

ARTICLE IV. THE CONTRACTING PARTIES SHALL WORK TOWARDS THE ESTABLISHMENT OF AN INTERNATIONAL ORGANIZATION WITH BROADER MEMBERSHIP DEALING WITH SPECIES OF THE CONVENTION AREA OTHER THAN ANADROMOUS SPECIES. PROGRESS TOWARDS THIS END SHALL BE REVIEWED DURING THE CONSULTA-

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TIONS PROVIDED FOR IN ARTICLE XI. WHEN SUCH AN INTERNATIONAL ORGANIZATION BECOMES FUNCTIONAL, DISCUSSIONS OF SCIENTIFIC RESEARCH RELATING TO NON-ANADROMOUS SPECIES UNDER THIS CONVENTION SHALL BE TERMINATED AND TRANSFERRED TO THE NEW ORGANIZATION.

ARTICLE V, PARA 1. THE ANNEX ATTACHED HERETO FORMS AN INTEGRAL PART OF THIS CONVENTION. ALL REFERENCES TO THE CONVENTION SHALL BE UNDERSTOOD AS INCLUDING THE SAID ANNEX EITHER IN ITS PRESENT TERMS OR AS AMENDED IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE VII.

PARA. 2. THE CONTRACTING PARTIES AGREE THAT IN FISHING FOR ANADROMOUS SPECIES IN THE CONVENTION AREA, THEY SHALL RESPECT THE CONSERVATION MEASURES SPECIFIED IN THE ANNEX TO THIS CONVENTION AND THAT ANY INFRINGEMENT OF THESE MEASURES SHALL BE DEEMED TO BE IN VIOLATION OF THE TERMS OF THIS CONVENTION.

PARA. 3. THE NATIONALS AND FISHING VESSELS OF THE CONTRACTING PARTIES SHALL ABIDE BY THE CONSERVATION MEASURES SPECIFIED IN THE ANNEX TO THIS CONVENTION.

ARTICLE VI. IN THE EVENT THAT IT SHALL COME TO THE ATTENTION OF ANY OF THE CONTRACTING PARTIES THAT THE NATIONALS OR FISHING VESSELS OF ANY COUNTRY WHICH IS NOT A PARTY TO THIS CONVENTION APPEAR TO AFFECT ADVERSELY THE OPERATIONS OF THE COMMISSION OR THE IMPLEMENTATION OF THIS CONVENTION, SUCH PARTY SHALL CALL THE MATTER TO THE ATTENTION OF OTHER CONTRACTING PARTIES. ALL THE CONTRACTING PARTIES AGREE UPON THE REQUEST OF SUCH PARTY TO CONFER UPON THE STEPS TO BE TAKEN TOWARDS OBVIATING SUCH ADVERSE EFFECTS OR RELIEVING ANY CONTRACTING PARTY FROM SUCH ADVERSE EFFECTS.

ARTICLE VII, PARA 1. THE ANNEX TO THIS CONVENTION SHALL
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BE CONSIDERED AMENDED FROM THE DATE UPON WHICH THE COMMISSION RECEIVES NOTIFICATION FROM ALL THE CONTRACTING PARTIES OF ACCEPTANCE OF A RECOMMENDATION TO AMEND THE ANNEX MADE BY THE COMMISSION IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE III, PARAGRAPH 1, SUB-PARAGRAPH (C).

PARA. 2. THE COMMISSION SHALL NOTIFY ALL THE CONTRACTING PARTIES OF THE DATE OF RECEIPT OF EACH NOTIFICATION OF ACCEPTANCE OF AN AMENDMENT TO THE ANNEX.

ARTICLE VIII. THE CONTRACTING PARTIES AGREE TO KEEP AS FAR AS PRACTICABLE ALL RECORDS REQUESTED BY THE COMMISSION AND TO FURNISH COMPILATIONS OF SUCH RECORDS AND OTHER INFORMATION UPON REQUEST OF THE COMMISSION. NO CONTRACTING PARTY SHALL BE REQUIRED HEREUNDER TO PROVIDE THE RECORDS OF INDIVIDUAL OPERATIONS.

ARTICLE IX, PARA. 1. THE CONTRACTING PARTIES AGREE THAT
WITHIN THE CONVENTION AREA:

(A) EACH CONTRACTING PARTY SHALL ENFORCE THE PROVISIONS OF THIS CONVENTION WITHIN ITS 200 NAUTICAL MILE FISHERY ZONE IN ACCORDANCE WITH ITS DOMESTIC LAW;

(B) OUTSIDE THE 200 NAUTICAL MILE FISHERY ZONE OF ANY CONTRACTING PARTY, ANY CONTRACTING PARTY MAY ENFORCE THE PROVISIONS OF THIS CONVENTION IN ACCORDANCE WITH THE FOLLOWING:

(I) THE DULY AUTHORIZED OFFICIALS OF ANY CONTRACTING PARTY MAY BOARD VESSELS FISHING FOR ANADROMOUS SPECIES OF THE OTHER CONTRACTING PARTIES TO INSPECT EQUIPMENT,
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LOGS, DOCUMENTS, CATCH AND OTHER ARTICLES AND QUESTION THE PERSONS ON BOARD FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF THIS CONVENTION. SUCH INSPECTIONS AND QUESTIONING SHALL BE MADE SO THAT THE VESSELS SUFFER THE MINIMUM INTERFERENCE AND INCONVENIENCE. SUCH OFFICIALS SHALL PRESENT CREDENTIALS ISSUED BY THEIR RESPECTIVE GOVERNMENTS IF REQUESTED BY THE MASTER OF THE VESSEL.

(II) WHEN ANY SUCH PERSON OR FISHING VESSEL IS ACTUALLY ENGAGED IN OPERATIONS IN VIOLATION OF THE PROVISIONS OF THIS CONVENTION, OR THERE IS REASONABLE GROUND TO BELIEVE WAS OBVIOUSLY SO ENGAGED PRIOR TO BOARDING OF SUCH VESSEL BY ANY SUCH OFFICIAL, THE LATTER MAY ARREST OR SEIZE SUCH PERSON OR VESSEL AND FURTHER INVESTIGATE THE CIRCUMSTANCES IF NECESSARY. THE CONTRACTING PARTY TO WHICH THE OFFICIAL BELONGS SHALL NOTIFY PROMPTLY THE CONTRACTING PARTY TO WHICH SUCH PERSON OR VESSEL BELONGS OF SUCH ARREST OR SEIZURE, AND SHALL DELIVER SUCH PERSON OR VESSEL AS PROMPTLY AS PRACTICABLE TO THE AUTHORIZED OFFICIALS OF THE CONTRACTING PARTY TO WHICH SUCH PERSON OR VESSEL BELONGS AT A PLACE TO BE AGREED UPON BY BOTH PARTIES. PROVIDED, HOWEVER, THAT WHEN THE CONTRACTING PARTY WHICH RECEIVES SUCH NOTIFICATION CANNOT IMMEDIATELY ACCEPT DELIVERY, THE CONTRACTING PARTY WHICH GIVES SUCH NOTIFICATION MAY KEEP SUCH PERSON OR VESSEL UNDER SURVEILLANCE WITHIN THE WATERS OF THE CONVENTION AREA OR WITHIN ITS OWN TERRITORY UNDER THE CONDITIONS AGREED UPON BY BOTH THE CONTRACTING PARTIES.

(III) ONLY THE AUTHORITIES OF THE CONTRACTING PARTY TO WHICH THE ABOVE-MENTIONED PERSON OR FISHING VESSEL BELONGS MAY TRY THE OFFENSE AND IMPOSE PENALTIES THEREFOR. THE WITNESSES AND EVIDENCE NECESSARY FOR

ESTABLISHING THE OFFENSE, SO FAR AS THEY ARE UNDER THE LIMITED OFFICIAL USE

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CONTROL OF ANY OF THE CONTRACTING PARTIES TO THIS CONVENTION, SHALL BE FURNISHED AS PROMPTLY AS POSSIBLE TO THE CONTRACTING PARTY HAVING JURISDICTION TO TRY THE OFFENSE AND SHALL BE TAKEN INTO ACCOUNT, AND UTILIZED AS APPROPRIATE, BY THE EXECUTIVE AUTHORITY OF THAT CONTRACTING PARTY.

(C) THE CONTRACTING PARTIES SHALL TAKE APPROPRIATE MEASURES TO ENSURE THAT THEIR FISHING VESSELS ALLOW AND ASSIST BOARDINGS AND INSPECTIONS CARRIED OUT IN ACCORDANCE WITH THIS CONVENTION OF SUCH VESSELS BY THE DULY AUTHORIZED OFFICIALS OF ANY CONTRACTING PARTY, AND COOPERATE IN SUCH ENFORCEMENT ACTION AS MAY BE UNDERTAKEN.

PARA. 2. EACH CONTRACTING PARTY AGREES, FOR THE PURPOSE OF RENDERING EFFECTIVE THE PROVISIONS OF THIS CONVENTION, TO ENACT AND ENFORCE NECESSARY LAWS AND REGULATIONS, WITH APPROPRIATE PENALTIES AGAINST VIOLATIONS THEREOF, AND TO TRANSMIT TO THE COMMISSION A REPORT ON ANY ACTION TAKEN BY IT IN REGARD THERETO.

ARTICLE X. THE CONTRACTING PARTIES AGREE THAT A SCIENTIFIC PROGRAM IS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS CONVENTION. TO THIS END THE CONTRACTING PARTIES AGREE TO ESTABLISH SUCH A PROGRAM TO COORDINATE THEIR SCIENTIFIC RESEARCH ACTIVITIES WITH RESPECT TO ANADROMOUS SPECIES IN THE CONVENTION AREA AS WELL AS INCIDENTALLY CAUGHT SPECIES OF MARINE MAMMALS IN FISHERIES FOR ANADROMOUS SPECIES. IN THIS REGARD, THE CONTRACTING PARTIES AGREE TO EXCHANGE SCIENTISTS IN ORDER TO CARRY OUT SCIENTIFIC OBSERVATIONS WITH RESPECT TO THE CATCHES AND METHODS OF OPERATION. THE CONTRACTING PARTIES SHALL LIMITED OFFICIAL USE

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ESTABLISH PROCEDURES TO FACILITATE SUCH OBSERVATIONS.

ARTICLE XI, PARA. 1. THE CONTRACTING PARTIES AGREE TO HOLD CONSULTATIONS WHENEVER NECESSARY, OR NOT LATER THAN SIXTY DAYS FOLLOWING THE REQUEST OF ANY OF THEM, IN ORDER TO REVIEW THE IMPLEMENTATION OF THIS CONVENTION.

PARA. 2. THE CONTRACTING PARTIES AGREE TO HOLD CONSULTATIONS, AT A TIME AND PLACE TO BE MUTUALLY AGREED UPON, NOT LATER THAN NINETY DAYS FOLLOWING NOTICE BY ANY CONTRACTING PARTY OF ITS INTENTION TO TERMINATE THE CONVENTION IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE XII, PARAGRAPH 1 OF THIS CONVENTION.

ARTICLE XII, PARA 1. THIS CONVENTION SHALL CONTINUE IN FORCE UNTIL ONE YEAR FROM THE DAY ON WHICH A CONTRACTING PARTY SHALL GIVE NOTICE TO THE OTHER CONTRACTING PARTIES OF AN INTENTION OF TERMINATING THE CONVENTION, WHEREUPON IT SHALL TERMINATE AS TO ALL CONTRACTING PARTIES.

PARA. 2. THIS CONVENTION SHALL BE SUBJECT TO REVIEW BY THE CONTRACTING PARTIES UPON THE CONCLUSION OF A MULTI-

LATERAL TREATY RESULTING FROM THE THIRD UNITED NATIONS
CONFERENCE ON THE LAW OF THE SEA.

BEGIN TEXT OF ANNEX: PARA 1. THE FOLLOWING MEASURES
SHALL APPLY TO SALMON FISHERY OPERATIONS CONDUCTED BY
JAPANESE NATIONALS AND FISHING VESSELS IN THE WATERS OF
THE CONVENTION AREA:

(A) NORTH OF 56 DEGREES NORTH LATITUDE, EAST OF 175
DEGREES EAST LONGITUDE AND OUTSIDE THE UNITED STATES
FISHERY CONSERVATION ZONE BEGINNING ON JUNE 26 (JAPAN
STANDARD TIME) (1500 JUNE 25 GMT) OF EACH YEAR, THE
JAPANESE MOTHERSHIP FISHERY SHALL CONDUCT NO MORE THAN
22 MOTHERSHIP FLEET DAYS IN THE AREA BETWEEN 175 DEGREES
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EAST LONGITUDE AND 180 DEGREES LONGITUDE AND NO MORE THAN
31 MOTHERSHIP FLEET DAYS IN THE AREA BETWEEN 180 DEGREES
LONGITUDE AND 175 DEGREES WEST LONGITUDE.

(B) NORTH OF 46 DEGREES NORTH LATITUDE, BETWEEN 175
DEGREES EAST LONGITUDE AND 170 DEGREES EAST LONGITUDE,
OUTSIDE THE UNITED STATES FISHERY CONSERVATION ZONE,
SALMON FISHERY OPERATIONS SHALL NOT BEGIN BEFORE JUNE 1
(JAPAN STANDARD TIME) (1500 MAY 31 GMT) OF EACH YEAR.

(C) WEST OF 175 DEGREES EAST LONGITUDE, WITHIN THE
UNITED STATES FISHERY CONSERVATION ZONE, SALMON FISHERY
OPERATIONS SHALL NOT BEGIN BEFORE JUNE 10 (JAPAN STAND-
ARD TIME) (1500 JUNE 9 GMT) OF EACH YEAR. FISHING
VESSELS ENGAGED IN THIS FISHERY SHALL BE REQUIRED TO
HAVE ON BOARD A REGISTRATION PERMIT WHICH SHALL BE
ISSUED BY THE GOVERNMENT OF THE UNITED STATES. SUCH
VESSELS MAY BE REQUIRED BY THE GOVERNMENT OF THE UNITED
STATES TO ACCEPT ON BOARD SCIENTIFIC OBSERVERS AND TO
BEAR THE EXPENSES INCURRED IN SUCH BOARDING. THE RE-
QUIREMENT OF THE GOVERNMENT OF THE UNITED STATES THAT
JAPANESE FISHING VESSELS ENGAGED IN THIS FISHERY HAVE
ON BOARD A CERTIFICATE OF INCLUSION RELATING TO THE
INCIDENTAL TAKING OF MARINE MAMMALS SHALL BE SUSPENDED
FOR THE PERIOD ENDING JUNE 9, 1981 DURING WHICH PERIOD
THE GOVERNMENTS OF JAPAN AND THE UNITED STATES SHALL
CONDUCT JOINT RESEARCH, SHALL COOPERATE TO DETERMINE

THE EFFECT OF THE JAPANESE SALMON FISHERY ON MARINE
MAMMAL POPULATIONS, AND SHALL WORK TO REDUCE OR ELI-
MINATE THE INCIDENTAL CATCH OF MARINE MAMMALS IN THE
FISHERY.

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(D) EXCEPT FOR THE AREAS SPECIFIED IN (A) ABOVE, THERE SHALL BE NO SALMON FISHERY OPERATIONS EAST OF 175 DEGREES EAST LONGITUDE, UNLESS SUCH FISHERY OPERATIONS ARE AGREED TO FOR A TEMPORARY PERIOD AMONG THE THREE CONTRACTING PARTIES.

PARA. 2. FOR THE PURPOSES OF THIS ANNEX, A MOTHERSHIP FLEET DAY IS DEFINED AS ONE MOTHERSHIP WITH NO MORE THAN FORTY-ONE CATCHER-BOATS PRESENT DURING A PORTION OF ANY ONE CALENDAR DAY IN THE AREAS SPECIFIED IN PARAGRAPH 1 (A) OF THIS ANNEX. ANY INCREASE IN THE NUMBER OF CATCHER-BOATS ASSIGNED TO A MOTHERSHIP WILL BE REFLECTED IN A PROPORTIONAL REDUCTION IN THE NUMBER OF AUTHORIZED FLEET DAYS. MODIFICATIONS TO GEAR OR FISHING PROCEDURES WHICH MIGHT AFFECT CURRENT FISHING EFFICIENCY SHALL BE UNDERTAKEN ONLY AFTER CONSULTATIONS AMONG THE THREE CONTRACTING PARTIES. IN SUCH CONSULTATION THE CONTRACTING PARTIES SHALL EXAMINE THE NECESSITY OF CHANGE IN THE NUMBER OF AUTHORIZED FLEET DAYS TO TAKE ACCOUNT OF ANY INCREASE IN FISHING EFFICIENCY.

PARA. 3. EAST OF 170 DEGREES EAST LONGITUDE THE SOUTHERN LIMIT OF THE JAPANESE MOTHERSHIP FISHERY AND THE NORTHERN LIMIT OF THE JAPANESE LAND-BASED FISHERY SHALL REMAIN AT 46 DEGREES NORTH LATITUDE. WEST OF 170 DEGREES EAST LONGITUDE THE SOUTHERN LIMIT OF THE JAPANESE MOTHERSHIP FISHERY SHALL NOT EXTEND SOUTH OF 46 DEGREES NORTH LATITUDE, AND THE NORTHERN LIMIT OF THE JAPANESE LAND-BASED FISHERY SHALL NOT EXTEND NORTH OF 48 DEGREES NORTH LATITUDE. END TEXT OF ANNEX AND END QUOTE.

PROTOCOL ARTICLE II: THIS PROTOCOL SHALL BE RATIFIED OR APPROVED BY THE CONTRACTING PARTIES TO THE CONVENTION IN ACCORDANCE WITH THEIR RESPECTIVE CONSTITUTIONAL PROCESSES, AND THE INSTRUMENTS OF RATIFICATION OR APPROVAL SHALL BE EXCHANGED AS SOON AS POSSIBLE AT LIMITED OFFICIAL USE

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(BLANK). THIS PROTOCOL SHALL COME INTO FORCE ON THE DATE OF THE EXCHANGE BY ALL THE CONTRACTING PARTIES OF INSTRUMENTS OF RATIFICATION OR APPROVAL.

IN WITNESS WHEREOF, THE UNDERSIGNED, BEING DULY AUTHORIZED BY THEIR RESPECTIVE GOVERNMENTS, HAVE SIGNED THIS PROTOCOL.

DONE, IN TRIPlicate, IN THE ENGLISH AND JAPANESE LANG-
UAGES, BOTH EQUALLY AUTHENTIC, AT (BLANK) THIS (BLANK)
DATE OF (BLANK), NINETEEN HUNDRED AND SEVENTY-EIGHT.

SIGNATURE LINES: FOR THE GOVERNMENT OF CANADA:, FOR
THE GOVERNMENT OF JAPAN:, FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA:. END AGREED TEXT OF MAIN
AGREEMENT.

8. BEGIN TEXT OF AGREED MINUTES: THE REPRESENTATIVES
OF THE GOVERNMENT OF CANADA, THE GOVERNMENT OF JAPAN
AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA
HAVE AGREED TO RECORD THE FOLLOWING IN CONNECTION WITH
THE INTERNATIONAL CONVENTION FOR THE HIGH SEAS FISH-
ERIES OF THE NORTH PACIFIC OCEAN, AS AMENDED BY THE
PROTOCOL AMENDING THE INTERNATIONAL CONVENTION FOR THE
HIGH SEAS FISHERIES OF THE NORTH PACIFIC OCEAN SIGNED
TODAY (BLANK).

PARA. 1. IT IS UNDERSTOOD THAT THE GOVERNMENT OF JAPAN
INTENDS TO SEND THROUGHOUT THE PERIOD OF THE COMMERCIAL
SALMON FISHERY IN THE NORTHERN BERING SEA A SCIENTIFIC
RESEARCH VESSEL OF THE GOVERNMENT OF JAPAN TO CONDUCT
RESEARCH WITH RESPECT TO THE CONTINENT OF ORIGIN OF
ANADROMOUS SPECIES MIGRATING IN THE WATERS OF THE
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NORTHERN BERING SEA.

PARA. 2. IT IS UNDERSTOOD THAT THE GOVERNMENT OF JAPAN
IS PREPARED TO ALLOW, UPON THE REQUEST OF THE GOVERNMENT
OF CANADA AND/OR THE GOVERNMENT OF THE UNITED STATES OF
AMERICA, NO MORE THAN THREE SCIENTISTS OF THE GOVERNMENT
OF CANADA AND/OR THE GOVERNMENT OF THE UNITED STATES OF
AMERICA TO BOARD THE ABOVE-MENTIONED SCIENTIFIC RESEARCH
VESSEL.

PARA. 3. IT IS UNDERSTOOD THAT THE GOVERNMENT OF CANADA
AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA UNDER-
TAKE TO BEAR EXPENSES INCURRED IN SUCH BOARDING OF THEIR
RESPECTIVE SCIENTISTS.

PARA. 4. IT IS UNDERSTOOD THAT THE GOVERNMENT OF JAPAN
IS PREPARED TO FACILITATE TEMPORARY VISITS BY THE ABOVE-
MENTIONED SCIENTISTS TO JAPANESE MOTHERSHIPS AND/OR
CATCHER-BOATS ENGAGED IN SALMON FISHERY OPERATIONS FOR
COLLECTING SCIENTIFIC INFORMATION WITH RESPECT TO THE
CATCHES OF ANADROMOUS SPECIES. IT IS ALSO UNDERSTOOD
THAT FOR THE ABOVE-MENTIONED SCIENTISTS VISITING MOTHER-

SHIPS AND/OR CATCHER-BOATS FROM THE ABOVE-MENTIONED

SCIENTIFIC RESEARCH VESSEL THE FOLLOWING RESTRICTIONS
WILL APPLY:

(A) THE TOTAL NUMBER OF VISITS MADE BY THESE SCIEN-
TISTS SHALL NOT EXCEED EIGHT DAYS FOR THE WATERS NORTH
OF 56 DEGREES NORTH LATITUDE, BETWEEN 175 DEGREES EAST
LONGITUDE AND 180 DEGREES LONGITUDE, AND TEN DAYS FOR
THE WATERS NORTH OF 56 DEGREES NORTH LATITUDE, BETWEEN
180 DEGREES LONGITUDE AND 175 DEGREES WEST LONGITUDE.

(B) SUCH VISITS SHALL BE TIMED IN SUCH A MANNER AS TO
MINIMIZE ADVERSE EFFECTS ON THE RESEARCH ACTIVITIES OF
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THE ABOVE-MENTIONED SCIENTIFIC RESEARCH VESSEL. END
TEXT OF AGREED MINUTES.

(C) IN PRESENTING U.S. PROPOSAL ON MARINE MAMMAL
MEMORANDUM OF UNDERSTANDING EMBASSY SHOULD NOTE THAT WHILE
IT GOES A LONG WAY TO MEET OUR CONCERNS, WE ARE STILL IN
PROCESS OF CONSULTING WITH MARINE MAMMAL AND ENVIRONMENT-
AL SCIENTISTS REGARDING SPECIFIC ASPECTS OF RESEARCH
PROGRAM. WE MAY WISH, THEREFORE, DURING COURSE OF
NEGOTIATIONS TO DISCUSS IN MORE SPECIFIC TERMS CERTAIN
ASPECTS OF SCIENTIFIC PROGRAM. COOPER

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